

**MINUTES OF THE
SENATE GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS STANDING COMMITTEE**

Tuesday , February 27, 2018 • 7:30 a.m. • 415 State Capitol

Members Present:

Sen. Don L. Ipson, Chair
Sen. Margaret Dayton
Sen. Luz Escamilla
Sen. David P. Hinkins
Sen. Jani Iwamoto
Sen. Peter C. Knudson

Sen. Daniel W. Thatcher

Members Absent:

Sen. J. Stuart Adams

Staff Present:

Ms. Megan L. Bolin, Policy Analyst
Ms. Paula Morgan, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Ipson called the meeting to order at 7:31 a.m.

1 . H.B. 142 Impact Fees Amendments (*Owens, D.*)

Rep. Derrin Owens explained the bill.

Seth Atkinson, City Administrator, Nephi City, spoke in favor of the bill.

MOTION: Sen. Dayton moved to pass H.B. 142 out favorably. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. D. Thatcher

Nays-0

Absent-4

Sen. J. Adams
Sen. L. Escamilla
Sen. J. Iwamoto
Sen. P. Knudson

MOTION: Sen. Dayton moved to place H.B. 142 on the Consent Calendar. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. D. Thatcher

Nays-0

Absent-4

Sen. J. Adams
Sen. L. Escamilla
Sen. J. Iwamoto
Sen. P. Knudson

2 . 1st Sub. H.B. 290 Local District Board Amendments (*Handy, S.*)

Rep. Stephen Handy explained the bill with the assistance of LeGrand Bitter, Executive Director, Utah Association of Special Districts.

MOTION: Sen. Thatcher moved to pass 1st Substitute H.B. 290 out favorably. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson

Nays-0

Absent-4

Sen. J. Adams
Sen. L. Escamilla
Sen. J. Iwamoto

Sen. D. Thatcher

Sen. P. Knudson

3 . H.B. 141 Early Voting Amendments (*Westwood, J.*)

Rep. John Westwood explained the bill.

Ricky Hatch, Clerk/Auditor, Weber County, spoke in favor of the bill.

MOTION: Sen. Hinkins moved to pass H.B. 141 out favorably. The motion passed with a vote of 5 - 0 - 3 .

Yeas-5

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. D. Thatcher

Nays-0

Absent-3

Sen. J. Adams
Sen. L. Escamilla
Sen. P. Knudson

MOTION: Sen. Hinkins moved to place H.B. 141 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 3 .

Yeas-5

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. D. Thatcher

Nays-0

Absent-3

Sen. J. Adams
Sen. L. Escamilla
Sen. P. Knudson

4 . H.B. 179 State Training and Certification Requirements (*Ivory, K.*)

Rep. Ken Ivory explained the bill with the assistance of Darin Bushman, Commissioner, Piute County.

MOTION: Sen. Hinkins moved to amend H.B. 179 with Amendment #5 as follows:

Amendment 5
H.B. 179

1 Page 41, Lines 1237 through 1240

1237 Each state agency or political subdivision { ~~shall ensure~~ } that provides any training or certification
1238 that { ~~the~~ } any state agency or political subdivision requires a public employee or public official to
1239 complete { ~~is presented~~ } shall present the training or make the training available in an online web-
based format, which may include a live
1240 webinar, unless:

Sen. Hinkins' motion to amend H.B. 179 with Amendment #5 passed with a vote of 6 - 0 - 2 .

Yeas-6

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. P. Knudson
Sen. D. Thatcher

Nays-0

Absent-2

Sen. J. Adams
Sen. L. Escamilla

MOTION: Sen. Hinkins moved to pass H.B. 179, as amended, out favorably. The motion passed with a vote of 6 - 0 - 2 .

Yeas-6

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. P. Knudson
Sen. D. Thatcher

Nays-0

Absent-2

Sen. J. Adams
Sen. L. Escamilla

MOTION: Sen. Hinkins moved to place H.B. 179, as amended, on the Consent Calendar. The motion passed with a vote of 6 - 0 - 2 .

Yeas-6

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. P. Knudson
Sen. D. Thatcher

Nays-0

Absent-2

Sen. J. Adams
Sen. L. Escamilla

5 . S.B. 199 Utah Protection of Public Employees Act Amendments (*Iwamoto, J.*)

MOTION: Sen. Iwamoto moved to amend S.B. 199 with Amendment #1 as follows:

Amendment 1
S.B. 199

1 Page 1, Lines 20 through 21

20 { ~~provides for the appeal of the ruling of an independent personnel board or final~~

21 **decision-maker;** }

Sen. Iwamoto's motion to amend S.B. 199 with Amendment #1 passed with a vote of 6 - 0 - 2 .

Yeas-6

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. P. Knudson
Sen. D. Thatcher

Nays-0

Absent-2

Sen. J. Adams
Sen. L. Escamilla

Sen. Iwamoto explained the bill with the assistance of Roger Hoole, attorney.

Spencer Jenkins, Board of Regents, spoke in favor of the bill.

MOTION: Sen. Iwamoto moved to pass S.B. 199, as amended, out favorably. The motion passed with a vote of 6 - 0 - 2 .

Yeas-6

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. J. Iwamoto
Sen. P. Knudson
Sen. D. Thatcher

Nays-0

Absent-2

Sen. J. Adams
Sen. L. Escamilla

6 . 3rd Sub. H.B. 224 County Government Change Election Amendments (Froerer, G.)

MOTION: Sen. Dayton moved to amend 3rd Substitute H.B. 224 with Amendment #1 as follows:

Amendment 1
3rd Sub. H.B. 224

1 Page 39, Lines 1196 through 1198

1196 (v) provides, in a county { ~~of the first, second, or third class~~ } with a population of 225,000 or more ,
for a full-time county

1197 commission in an expanded county commission form of government under Section

1198 17-52a-202.

2 Page 42, Lines 1278 through 1281

1278 (a) in a county { ~~of the first, second, or third class~~ } with a population of 225,000 or more, the county legislative body shall hold

1279 an election on the optional plan under Subsection (3); or

1280 (b) in a county { ~~of the fourth, fifth, or sixth class~~ } with a population of less than 225,000, an election may not be held for the

1281 optional plan under Subsection (3) until:

3 Page 42, Lines 1286 through 1288

1286 (2) (a) In a county { ~~of fourth, fifth, or sixth class~~ } with a population of less than 225,000, to qualify the proposed optional plan

1287 described in Subsection (1) for an election described in Subsection (3), registered voters may

1288 file a petition with the county clerk that:

4 Page 43, Lines 1315 through 1318

1315 (a) for a county { ~~of the first, second, or third class~~ } with a population of 225,000 or more, the day on which the county or

1316 district attorney submits the attorney's report described in Subsection 17-52a-406(5) to the

1317 county clerk; or

1318 (b) for a county { ~~of the fourth, fifth, or sixth class~~ } with a population of less than 225,000, the day on which:

Sen. Dayton's motion to amend 3rd Substitute H.B. 224 with Amendment #1 passed with a vote of 6 - 0 - 2 .

Yeas-6

Nays-0

Absent-2

Sen. M. Dayton

Sen. J. Adams

Sen. D. Hinkins

Sen. L. Escamilla

Sen. D. Ipson

Sen. J. Iwamoto

Sen. P. Knudson

Sen. D. Thatcher

Rep. Gage Froerer explained the bill with the assistance of Daniel Pacheco, citizen, Tooele County.

Jan Zogmaster, former Commissioner, Weber County, spoke in favor of the bill.

MOTION: Sen. Thatcher moved to pass 3rd Substitute H.B. 224, as amended, out favorably. The motion passed with a vote of 5 - 0 - 3 .

Yeas-5

Nays-0

Absent-3

Sen. M. Dayton

Sen. J. Adams

Sen. L. Escamilla
Sen. D. Ipson
Sen. J. Iwamoto
Sen. D. Thatcher

Sen. D. Hinkins
Sen. P. Knudson

7 . H.B. 341 Government Nonprofit Amendments (*McKell, M.*)

Rep. Michael McKell explained the bill with the assistance of Mike Styler, Director, Utah Department of Natural Resources.

MOTION: Sen. Dayton moved to pass H.B. 341 out favorably. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. L. Escamilla
Sen. D. Ipson
Sen. J. Iwamoto

Nays-0

Absent-4

Sen. J. Adams
Sen. D. Hinkins
Sen. P. Knudson
Sen. D. Thatcher

MOTION: Sen. Dayton moved to place H.B. 341 on the Consent Calendar. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. L. Escamilla
Sen. D. Ipson
Sen. J. Iwamoto

Nays-0

Absent-4

Sen. J. Adams
Sen. D. Hinkins
Sen. P. Knudson
Sen. D. Thatcher

8 . 2nd Sub. H.B. 35 Municipal Alternate Voting Methods Pilot Project (*Roberts, M.*)

MOTION: Sen. Dayton moved to replace 2nd Substitute H.B. 35 with 3rd Substitute H.B. 35. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. L. Escamilla
Sen. D. Ipson
Sen. J. Iwamoto

Nays-0

Absent-4

Sen. J. Adams
Sen. D. Hinkins
Sen. P. Knudson
Sen. D. Thatcher

Rep. Marc Roberts explained the bill with the assistance of Karen Brinson Bell, Election Administration Consultant.

Matt Styles, Citizen, spoke in favor of the bill.

Ricky Hatch, Clerks Association, spoke in favor of the bill.

Kory Holdaway, Citizen, spoke in favor of the bill.

Rob Richie, Executive Director, Fairvote, spoke in favor of the bill.

MOTION: Sen. Hinkins moved to pass 3rd Substitute H.B. 35 out favorably. The motion passed with a vote of 7 - 0 - 1 .

Yeas-7

Nays-0

Absent-1

Sen. M. Dayton

Sen. J. Adams

Sen. L. Escamilla

Sen. D. Hinkins

Sen. D. Ipson

Sen. J. Iwamoto

Sen. P. Knudson

Sen. D. Thatcher

9 . H.B. 129 Self-defense Amendments (*Maloy, A.C.*)

Rep. Cory Maloy explained the bill.

Margarita Santini, Chair, Pacific Islanders, spoke in opposition to the bill.

Kait Hinckley, Citizen, spoke in opposition to the bill.

Shauna Doumbia, Citizen, spoke in opposition to the bill.

Heather Wolsey, Citizen, spoke in favor of the bill.

Curt Oda, Citizen, spoke in favor of the bill.

Clark Aposhian, Chair, Utah Shooting Council, spoke in favor of the bill.

MOTION: Sen. Hinkins moved to pass H.B. 129 out favorably. The motion passed with a vote of 4 - 2 - 2 .

Yeas-4

Nays-2

Absent-2

Senate Government Operations and Political Subdivisions Standing Committee

February 27, 2018

Page 8

Sen. M. Dayton
Sen. D. Hinkins
Sen. D. Ipson
Sen. D. Thatcher

Sen. L. Escamilla
Sen. J. Iwamoto

Sen. J. Adams
Sen. P. Knudson

MOTION: Sen. Dayton moved to adjourn. The motion passed with a vote of 4 - 0 - 4 .

Yeas-4

Sen. M. Dayton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. D. Thatcher

Nays-0

Absent-4

Sen. J. Adams
Sen. L. Escamilla
Sen. D. Hinkins
Sen. P. Knudson

Chair Ipson adjourned the meeting at 9:28 a.m.